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**United States District Court**  
EASTERN DISTRICT OF NORTH CAROLINA

SOUTHEAST COASTAL DEVELOPMENT  
FUND, LLC., MARK J. WENICK and JAY  
MOUSER,

Plaintiffs,

v.

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COMMERCIAL REAL ESTATE INC., and  
TERRY L. SMITH,

Defendants.

**JUDGMENT IN A CIVIL CASE**  
**CASE NO. 5:08-CV-15-F**

**Decision by Court.**

IT IS ORDERED AND ADJUDGED that the Plaintiff's Motion for Default Judgment is ALLOWED against defendant, Commercial Real Estate, Inc., in the sum of \$185,000.00 as provided in Rule 55(b) of the Federal Rules of Civil Procedure. The Clerk of Court is DIRECTED to enter judgment accordingly to close this case.

THE ABOVE JUDGMENT WAS ENTERED TODAY, **September 10, 2009**, AND A COPY MAILED VIA ELECTRONICALLY OR BY REGULAR MAIL TO:

**Donald G. Hunt , Jr.**  
Kristen G. Atkins-Momot  
P. O. Box 266  
Fuquay-Varina , NC 27526

Commercial Real Estate Financing  
Attn: Terry L. Smith, President  
Car Barn Shops, 2<sup>nd</sup> Floor  
Sewickley, PA 15143

September 10, 2009  
Date

DENNIS P. IAVARONE  
Clerk of Court

/s/ Susan K. Edwards

*Wilmington, North Carolina*

*(By) Deputy Clerk*